

1 Ford Greene  
California State Bar No. 107601  
2 HUB LAW OFFICES  
711 Sir Francis Drake Boulevard  
3 San Anselmo, California 94960-1949

4 Attorney for Defendants  
GERALD ARMSTRONG and THE  
5 GERALD ARMSTRONG CORPORATION

FILED

MAY 31 1994

HOWARD HANSON  
MARIN COUNTY CLERK  
BY C. HARDING DEPT

RECEIVED

MAY 31 1994

HUB LAW OFFICES

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF MARIN

*To Benz*  
*5-31-94*  
*ha*

10 CHURCH OF SCIENTOLOGY INTERNATIONAL, )  
a California not-for-profit )  
11 religious corporation, )  
12 Plaintiff, )  
13 vs. )  
14 GERALD ARMSTRONG; MICHAEL WALTON; )  
THE GERALD ARMSTRONG CORPORATION, )  
15 a California for-profit )  
corporation; DOES 1 through 100, )  
16 inclusive, )  
17 Defendants. )

No. 157 680

DECLARATION OF FORD GREENE  
IN SUPPORT OF MOTION TO  
COMPEL FURTHER RESPONSES  
TO REQUESTS FOR ADMISSIONS  
AND FOR MONETARY SANCTIONS

Date: 6/20/94  
Time: 2:30 p.m.  
Dept: Referee Benz  
Trial Date: 9/29/94

19 FORD GREENE declares:

20 1. I am an attorney licensed to practice law in the Courts  
21 of the State of California and am the attorney of record for  
22 Gerald Armstrong, defendant and Cross-Complainant herein.

23 2. On March 4, <sup>1994 FG</sup> I caused to be served on plaintiff Church of  
24 Scientology International Defendant Gerald Armstrong's First Set  
25 of Requests for Admission.

26 3. On or about April 8, 1994, plaintiff served its  
27 responses thereto. Certain of said responses contain objections,  
28 or are otherwise incomplete, evasive or inadequate as set forth in

COPY

1 the Separate Statement of Requests and Responses in Dispute,  
2 served and filed herewith.

3 4. Plaintiff should be ordered to admit or deny each of the  
4 requests in dispute because the information sought thereby is  
5 relevant to the subject matter of this action, is not privileged  
6 or otherwise exempt from discovery, and for the reasons stated in  
7 said Separate Statement of Requests and Responses in Dispute, as  
8 well as in the accompanying memorandum of points and authorities.

9 5. I am informed that each of the objections were prepared  
10 for plaintiff by its attorneys, Laurie J. Bartilson of Bowles and  
11 Moxon, and by Andrew Wilson of Wilson, Ryan and Campolongo, and  
12 that each of said objections were made upon the advice of said  
13 attorneys.

14 6. Plaintiff's refusal to answer said requests for  
15 admissions and the advice of the aforesaid attorneys was without  
16 substantial justification because each request is relevant to the  
17 subject matter of this lawsuit, because said requests have not  
18 been propounded to harass, oppress or annoy, and because each  
19 request is clear and unambiguous.

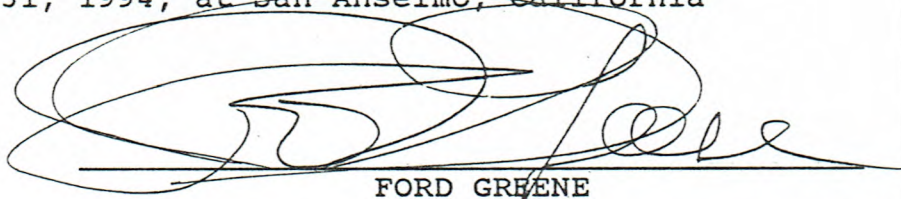
20 7. Prior to the filing of the motion to compel further  
21 responses, I made an attempt to resolve with Laurie J. Bartilson  
22 the disputed issues arising from the objections by writing her a  
23 letter which I faxed to her on May 27th to which I attached the  
24 substance of the Separate Statement of Requests and Responses in  
25 Dispute. Thereafter, I faxed her another letter on May 31, 1994  
26 wherein I advised her that if I did not hear from her I would have  
27 to file the instant motion. Then, I telephoned Ms. Bartilson and  
28 because she was not available, I left a detailed message with her

1 secretary to call me. Said attempts were unsuccessful and all of  
2 the issues remain unresolved and in dispute.

3 8. As a result of the refusal to answer, defendant has  
4 incurred and will incur reasonable costs and attorneys fees in  
5 connection with this motion and the hearing thereon which will be  
6 totaled in a subsequent declaration.

7 Under penalty of perjury pursuant to the laws of the State of  
8 California I hereby declare that the foregoing is true and correct  
9 according to my first-hand knowledge, except those matters stated  
10 to be on information and belief, and as to those matters, I  
11 believe them to be true.

12 Executed on May 31, 1994, at San Anselmo, California

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15 FORD GREENE

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